

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Toshiro OMORI et al.**

Art Unit: **1655**

Application Number: **10/511,725**

Examiner: **Amy Lynn CLARK**

Filed: **October 19, 2004**

Confirmation Number: **2520**

For: **A COMPOSITION OBTAINED FROM BARLEY SHOCHU STILLAGE (AS AMENDED)**

Attorney Docket Number: **042872**

Customer Number: **38834**

AMENDMENT TRANSMITTAL

Mail Stop Amendment

July 28, 2008

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as shown below.

| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NUMBER PREVIOUSLY PAID FOR | PRESENT EXTRA |
|---|---|-------|---|------------------|
| Total (37 CFR 1.16(c)) | 32 | Minus | 31 | = 1 |
| Independent (37 CFR 1.16(b)) | 6 | Minus | 6 | = 0 |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d)) | | | | |

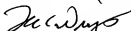
| SMALL ENTITY | | OR | OTHER THAN SMALL ENTITY | |
|--------------------|--------------|----|----------------------------|--------------|
| RATE | ADD'L FEE | | RATE | ADD'L FEE |
| X \$25 | | OR | X \$50 | \$50.00 |
| X \$105 | | OR | X \$210 | .00 |
| + \$185 | | OR | + \$370 | .00 |
| TOTAL ADD'L FEE | | | TOTAL ADD'L FEE | \$50.00 |

 X Attached please find a credit card payment sheet including the amount of \$50.00 for the excess claim.

 X The Commissioner is hereby authorized to charge payment for any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-2866.

Respectfully submitted,

WESTERMAN, HATTORI, DANIELS & ADRIAN, LLP



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LCW/af